

## CIVIL DOCKET

BARROW

No. 67-C-215

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

8

## TITLE OF CASE

## ATTORNEYS

Everett J. Fulce, 62434

vs

Ray H. Page, Warden,  
Oklahoma State Penitentiary,For plaintiff: Pro Se P. O. Box 97  
McAlester, Oklahoma, 74501Kenneth L. Stainer,  
812 Mayo Bldg., Tulsa, Okla., 74103

## For defendant:

Charles Owens, Asst. Atty. General  
State Capitol  
Oklahoma City, Oklahoma 73105

## STATISTICAL RECORD

## COSTS

## DATE

NAME OR  
RECEIPT NO.

## REC.

## DISB.

J.S. 5 mailed 12-1-67

Clerk

J.S. 6 mailed 1-2-67

Marshal

Basis of Action:  
Habeas Corpus

Docket fee

Witness fees

Action arose at:  
Tulsa County

Depositions

1967 DATE	PROCEEDINGS	Date Order or Judgment Noted
11-3-67	Petition for leave to proceed in forma pauperis, filed.	
11-3-67	Leave granted to proceed in forma pauperis, (AEB-J) e	
11-3-67	Petition for Writ of Habeas Corpus, filed. e	
11-6-67	Kenneth L. Stainer appointed counsel for plaintiff. (AEB-J) e	
11-7-67	Order to show cause, filed. (AEB-J) ds Hearing set for Tuesday, November 28, 1967, at 10 A.M.	
11-17-67	Petition for writ of habeas corpus ad testificandum, filed. b	
11-17-67	Order granting writ of habeas corpus ad testificandum, filed. (Allen E. Barrow - Judge) b x Writ issued x	
11-28-67	Hearing held on order to show cause. Petitioners present and represented. Court makes certain findings and finds that the two sentences did not run concurrently, but rather run consecutively and defendant's writ is denied. Government directed to prepare proper order within 10 days. Plaintiff advised of his right to appeal. (Allen E. Barrow-Judge)h	
12-6-67	Order filed and entered that the petition for writ of habeas corpus be denied. (Allen E. Barrow-Judge)h (copies mail to attorneys and petitioner)	
12-12-67	Writ of habeas corpus ad testificandum, returned and filed: defendant Fulce transported from State Penitentiary, McAlester, Okla. to Tulsa, Oklahoma, on 11-22-67, and returned to Penitentiary at McAlester on 12-8-67. g	
12-18-67	Petition and affidavit for leave to proceed in forma pauperis pursuant to 28 USCA 1915, filed. g	
12-18-67	Affidavit of poverty for leave to appeal in forma pauperis, filed. g	
12-18-67	Order granting leave to prosecute appeal in forma pauperis, filed. g	
12-18-67	Notice of appeal, filed. Copies mailed to counsel. g	
12-18-67	Certificate of probable cause, filed (AEB-Judge)g	
1-18-68	Reporter's transcript (original + 2 copies) filed. g	
1-23-68	Order discharging Kenneth L. Stainer as counsel for plaintiff. (AEB-J)g	
1-23-68	Transcript of documents in lieu of record on appeal forwarded to USCA, Denver. g	
6-17-68	Mandate from USCA, 10th Circuit, affirming judgment of 12-6-1967, filed and spread of record. g	
6-17-68	Opinion of USCA, 10th Circuit, filed. g	